

PATENT COOPERATION TREATY

53

From the INTERNATIONAL SEARCHING AUTHORITY

"X", "Y" refs.
PCT

To:	RANBAXY LABORATORIES LIMITED Attn. Deshmukh, Jay R. 600 College Road East Suite 2100 Princeton, NJ 08540 UNITED STATES OF AMERICA	
RECEIVED		
APR 08 2005		
RANBAXY I.P. DEPARTMENT		

**NOTIFICATION OF TRANSMITTAL OF
THE INTERNATIONAL SEARCH REPORT AND
THE WRITTEN OPINION OF THE INTERNATIONAL
SEARCHING AUTHORITY, OR THE DECLARATION**

(PCT Rule 44.1)

Applicant's or agent's file reference RLL-443WO	Date of mailing (day/month/year) 06/04/2005
International application No. PCT/IB2004/003295	FOR FURTHER ACTION International filing date (day/month/year) See paragraphs 1 and 4 below 08/10/2004
Applicant RANBAXY LABORATORIES LIMITED	

1. The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.

Filing of amendments and statement under Article 19:

The applicant is entitled, if he so wishes, to amend the claims of the International Application (see Rule 46):

When? The time limit for filing such amendments is normally 2 months from the date of transmittal of the International Search Report; however, for more details, see the notes on the accompanying sheet.

Where? Directly to the International Bureau of WIPO, 34 chemin des Colombettes
1211 Geneva 20, Switzerland, Fascimile No.: (41-22) 740.14.35

For more detailed instructions, see the notes on the accompanying sheet.

2. The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.

3. **With regard to the protest** against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:

- the protest together with the decision thereon has been transmitted to the International Bureau together with the applicant's request to forward the texts of both the protest and the decision thereon to the designated Offices.
- no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made.

4. **Reminders**

Shortly after the expiration of **18 months** from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau as provided in Rules 90bis.1 and 90bis.3, respectively, before the completion of the technical preparations for international publication.

The applicant may submit comments on an informal basis on the written opinion of the International Searching Authority to the International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. These comments would also be made available to the public but not before the expiration of 30 months from the priority date.

Within **19 months** from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until **30 months** from the priority date (in some Offices even later); otherwise, the applicant must, **within 20 months** from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.

In respect of other designated Offices, the time limit of **30 months** (or later) will apply even if no demand is filed within 19 months.

See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the *PCT Applicant's Guide*, Volume II, National Chapters and the WIPO Internet site.

Name and mailing address of the International Searching Authority European Patent Office, P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fax: (+31-70) 340-3016	Authorized officer Eva Bohácová
	

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PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

Applicant's or agent's file reference RLL-443WO	FOR FURTHER ACTION see Form PCT/ISA/220 as well as, where applicable, item 5 below.	
International application No. PCT/IB2004/003295	International filing date (day/month/year) 08/10/2004	(Earliest) Priority Date (day/month/year) 08/10/2003
Applicant RANBAXY LABORATORIES LIMITED		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 4 sheets.

It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

b. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2. Certain claims were found unsearchable (See Box II).

3. Unity of invention is lacking (see Box III).

4. With regard to the title,

the text is approved as submitted by the applicant.

the text has been established by this Authority to read as follows:

**PHARMACEUTICAL COMPOSITIONS OF PAROXETINE CONTAINING MICROCRYSTALLINE CELLULOSE,
PREPARED BY WET GRANULATION**

5. With regard to the abstract,

the text is approved as submitted by the applicant.

the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regard to the drawings,

a. the figure of the drawings to be published with the abstract is Figure No. _____

as suggested by the applicant.

as selected by this Authority, because the applicant failed to suggest a figure.

as selected by this Authority, because this figure better characterizes the invention.

b. none of the figures is to be published with the abstract.

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INTERNATIONAL SEARCH REPORT

International Application No
PCT/IB2004/003295A. CLASSIFICATION OF SUBJECT MATTER
IPC 7 A61K9/20 A61K9/28 A61K31/00

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
IPC 7 A61K A61P

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, PAJ, CHEM ABS Data, BIOSIS, EMBASE

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category ^o	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
P, X, Y	WO 2004/058229 A (BIOVAIL LABORATORIES INC; MAES, PAUL, JOSE; MUHURI, GOUTAM) 15 July 2004 (2004-07-15) page 4, line 3 – page 6, line 14 page 59, lines 5-8 page 60, lines 3-5 tables 41-44, 66, 67 page 126, line 14 – page 129, line 20 claims 173, 178, 179, 181, 200, 203, 211-213 ----- -/-	1-34

 Further documents are listed in the continuation of box C. Patent family members are listed in annex.

* Special categories of cited documents :

- *A* document defining the general state of the art which is not considered to be of particular relevance
- *E* earlier document but published on or after the international filing date
- *L* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- *O* document referring to an oral disclosure, use, exhibition or other means
- *P* document published prior to the international filing date but later than the priority date claimed

- *T* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
- *X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- *Y* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- *&* document member of the same patent family

Date of the actual completion of the international search

31 March 2005

Date of mailing of the international search report

06/04/2005

Name and mailing address of the ISA

European Patent Office, P.B. 5818 Patentlaan 2
NL – 2280 HV Rijswijk
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Authorized officer

Luangkhot, N

Patent Available Copy

INTERNATIONAL SEARCH REPORT

Int'l Application No
PCT/IB2004/003295

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X, Y	WO 02/069969 A (A/S GEA FARMACEUTISK FABRIK; FELUMB, NIELS, CHRISTIAN; HENRIKSEN, KRIS) 12 September 2002 (2002-09-12) the whole document page 2, lines 1-9	1-34
Y	page 3, lines 1,2 page 3, lines 20-33 page 5, line 21 – page 6, line 5 page 6, lines 11-24 page 7, lines 23-35 page 8, line 12 – page 10, line 11 claims 1,4-7,10 -----	13,14, 17,18, 30,34
Y	WO 03/057151 A (TEVA PHARMACEUTICAL INDUSTRIES LTD; TEVA PHARMACEUTICALS USA, INC; FOX) 17 July 2003 (2003-07-17) the whole document page 3, lines 9-30 page 4, lines 9-11 page 6, line 12 – page 7, line 18 page 9, lines 5-8 page 10, lines 9-14 claims 48,63; example 2 -----	13,14, 17,18, 30,34
X	WO 03/057150 A (TEVA PHARMACEUTICAL INDUSTRIES LTD; TEVA PHARMACEUTICALS USA, INC; FOX) 17 July 2003 (2003-07-17) cited in the application claims 17,18; table 2 -----	1-34
A	WO 02/055062 A (SYNTTHON B.V; PETERS, THEODORUS, HENDRICUS, ANTONIUS; VAN DALEN, FRANS;) 18 July 2002 (2002-07-18) the whole document -----	1-34

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No
PCT/IB2004/003295

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WO 2004058229	A	15-07-2004	CA WO	2415154 A1 2004058229 A1		24-06-2004 15-07-2004
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			CA	2471715 A1	17-07-2003	
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			WO	03057151 A2	17-07-2003	
			US	2003158230 A1	21-08-2003	
			US	2003144324 A1	31-07-2003	
			US	2005059701 A1	17-03-2005	
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